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PATENT & TRADEMARK OFFICE

11-05-03

1636

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: de Jong *et al.*
Serial No.: 10/086,745
Conf. No.: 8781
Cust. No.: 24961
Filed: February 28, 2002
For: *METHODS FOR DELIVERING NUCLEIC
ACID MOLECULES INTO CELLS AND
ASSESSMENT THEREOF*
Art Unit: 1636
Examiner: Lambertson, D.A.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"Express Mail" Mailing Label Number
EV 417727252 US
Date of Deposit November 3, 2003

I hereby certify that this paper is being deposited
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Commissioner for Patents,
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

11/03/03
Date


Tim Chettiath

TRANSMITTAL LETTER

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

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TECH CENTER 1600/2900

Sir:

Transmitted herewith is an Election and Preliminary Amendment responsive
to the Restriction Requirement, mailed October 2, 2003, for filing in connection
with the above-identified application.

- ☒ The Commissioner is hereby authorized to charge any fees that may be due under 37 C.F.R.
§§1.16-1.17 in connection with this paper or with this application during its entire pendency
to or to credit any overpayment to Deposit Account No. 50-1213. A duplicate of this sheet
is enclosed.

Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE LLP

By:


Stephanie L. Seidman
Registration No. 33,779

Attorney Docket No. 24601-416C
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ELECTION AND PRELIMINARY AMENDMENT

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action, mailed October 2, 2003, Applicant hereby elects, without traverse, Group II, claims 17-22 and 31, drawn to a method of monitoring the delivery of a nucleic acid into a cell by measuring a labeled nucleic acid, for examination on the merits.

Amendments to the Claims are reflected in the listing of the claims, which begins on page 2 of this paper.

Remarks begin on page 4 of this paper.

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